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**FILED**

DISTRICT COURT OF GUAM

JUN 22 2006 RSP

MARY L.M. MORAN  
CLERK OF COURT

Attorneys for United States of America

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE TERRITORY OF GUAM**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
vs.  
  
JASON COBURIAN ORTIOLA,  
  
Defendant.

CRIMINAL CASE NO. 05-00047

**GOVERNMENT'S STATEMENT  
ADOPTING FINDINGS OF  
PRESENTENCE REPORT, AND  
MOTION FOR A ONE-LEVEL  
DEPARTURE**

Pursuant to General Order 88-1, as amended by General Orders 93-00006 and 98-00002,  
the United States adopts the findings of the Presentence Report for the above defendant.

In addition, the United States of America, plaintiff, by and through the undersigned  
counsel Karon V. Johnson, Assistant United States Attorney, moves this Honorable Court for a  
one level departure downward from the guidelines sentencing level pursuant to USSG § 3E1.1(b)  
because the defendant timely notified the government of his intention to enter a plea of guilty,  
thereby permitting the government to avoid preparing for trial and permitting the court to allocate

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1 its resources efficiently. Accordingly, defendant's total offense level will be 13, with a  
2 sentencing range of 12 to 18 months.

3 RESPECTFULLY SUBMITTED this 21<sup>st</sup> day of June, 2006.

4 LEONARDO M. RAPADAS  
5 United States Attorney  
6 Districts of Guam and the NMI

7 By: Karon V. Johnson  
8 KARON V. JOHNSON  
9 Assistant U.S. Attorney  
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